



AFw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Group Art Unit: 3723
)	
DONALD V. EDWARDS)	Examiner: Robert C. Watson
)	
Serial No.: 10/807,225)	Attorney Docket: SIM 04023
)	
Filed: 03/23/2004)	Date: September 11, 2007

For: LIFTER FOR FURNITURE AND THE LIKE.

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RESPONSE TO NOTICE TO FILE NON-COMPLIANT APPEAL BRIEF

Dear Sir:

Applicant is in receipt of a Notice to File Non-Compliant Appeal Brief mailed from the U.S. Patent and Trademark Office on August 28, 2007 with respect to the above-referenced patent application.

Enclosed, herewith, is an explanation of the subject matter as defined in each of the claims involved in the appeal

Respectfully submitted,

By 
Amos Bartoli
Agent for Applicant(s)
Registration No. 42,299

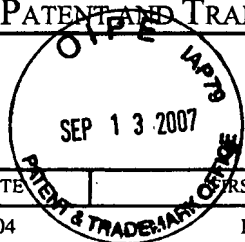
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/807,225	03/23/2004	Donald V. Edwards	SIM 04023	8484

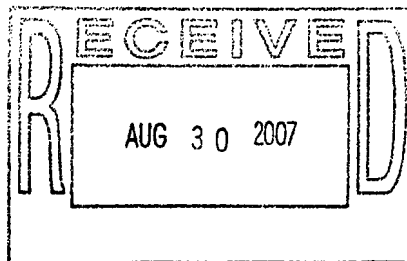
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08/28/2007

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EXAMINER

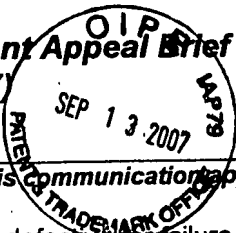
ART UNIT PAPER NUMBER



DATE MAILED: 08/28/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

Notification of Non-Compliant Appeal Brief
(37 CFR 41.37)



Application No. 10/807,225	Applicant(s) EDWARDS, DONALD V.	
Examiner Robert C. Watson	Art Unit 3723	


--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on _____ is defective for failure to comply with one or more provisions of 37 CFR 41.37.

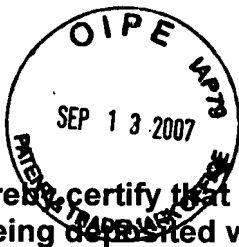
To avoid dismissal of the appeal, applicant must file an amended brief or other appropriate correction (see MPEP 1205.03) within **ONE MONTH or THIRTY DAYS** from the mailing date of this Notification, whichever is longer.
EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136.

1. ☐ The brief does not contain the items required under 37 CFR 41.37(c), or the items are not under the proper heading or in the proper order.
2. ☐ The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).
3. ☐ At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).
4. ☒ (a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).
5. ☐ The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi)).
6. ☐ The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).
7. ☐ The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).
8. ☐ The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner and **relied upon by appellant in the appeal**, along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).
9. ☐ The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).
10. ☐ Other (including any explanation in support of the above items):

The summary of the invention should specifically mention each of the independent claim numbers that is being "mapped" : ie., "independent claim 1" and "independent claim 27". The "mapping" of the independent claims is incomplete. For example, "an outer surface" in independent claim 1, line is not mapped. The "object engaging means" in independent claim 27 is not mapped. The summary mentions an object bearing means which is not found in claim 27. These and all similar errors must be corrected.


ROBERT C. WATSON
PRIMARY EXAMINER

571-272-4592



I hereby certify that this correspondence
is being deposited with the United States
Postal Service as First Class Mail in an
envelope addressed to:

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on September 11, 2007
Janet Lucas